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Attorneys for Defendant  
CITY AND COUNTY OF SAN FRANCISCO, ET AL.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

## SHERRY LYNN MEANS,

Plaintiff,

VS.

CITY AND COUNTY OF SAN  
FRANCISCO, DEPARTMENT OF PUBLIC  
HEALTH; and DOES 1 through 25,

## Defendants.

Case No. CV 09-0941TEH

**STIPULATION AND JOINT REQUEST TO  
CONTINUE TRIAL DATE AND PRETRIAL  
DEADLINES AND [PROPOSED] ORDER**

Trial Date: November 2, 2010

1       The parties hereby stipulate and request that the Court continue the trial date in this matter by  
2 approximately 34 days, and continue the associated pretrial deadlines accordingly. The parties request  
3 that the trial date be continued from November 2, 2010 to December 6, 2010 for the following reasons:

4       Defendant has been unable to complete Plaintiff's deposition because of the parties' scheduling  
5 conflicts as well as a delay by Plaintiff in producing documents in response to Defendant's document  
6 requests. Defendant took the first portion of Plaintiff's deposition on March 9, 2010, and the parties  
7 agreed to schedule another day of deposition as soon as possible after Plaintiff produced documents in  
8 response to Defendant's first request for production of documents.

9       Beginning on April 14, 2010, counsel for Defendant Ruth M. Bond was in trial in another  
10 matter, *Lori Dutra v. City and County of San Francisco, et al.*, San Francisco Superior Court Case No.  
11 CGC-09-484160, which lasted from April 14 to May 26. During that time, she was unavailable to  
12 complete Plaintiff's deposition. In early May, Defendant granted Plaintiff an extension of time to  
13 respond to its document requests.

14       Following defense counsel's trial in the *Dutra* matter, the parties agreed to schedule the  
15 remainder of Plaintiff's deposition on June 29, 2010. Plaintiff produced documents in response to  
16 Defendant's requests on June 15, 2010. At her deposition on June 29, Plaintiff indicated that she had  
17 additional documents in her possession that had not been produced. The parties agreed that Defendant  
18 could further depose Plaintiff once she produced any additional documents in her possession.

19       On June 30, Plaintiff produced several more documents, including handwritten notes and a  
20 settlement agreement relating to certain allegations in the Complaint. These documents relate to  
21 material issues in the case and Defendant needs to depose plaintiff on these matters in advance of  
22 filing its summary judgment motion, which currently is due on August 9, 2010. Both parties are not  
23 available to continue the deposition until August 9, 2010, the same date that dispositive motions are  
24 due.

25       The parties have worked diligently to complete discovery in this case. However because of the  
26 parties' scheduling conflicts, they need additional time to complete Plaintiff's deposition and file  
27 dispositive motions. Moving the trial date from November 2 to December 6, 2010 would give the  
28

1 parties sufficient time to complete discovery, file dispositive motions and, if necessary, prepare for  
2 trial.

3 The parties propose the following revised schedule:

4 Discovery cutoff: August 19, 2010

5 Dispositive Motions: August 30, 2010

6 Motion Hearing: October 4, 2010

7 Trial Date: December 6, 2010

8 Respectfully submitted:

9 Dated: July 12, 2009

By: \_\_\_\_\_/s/  
CURTIS G. OLER  
LAW OFFICES OF CURTIS G. OLER  
Attorney for Plaintiff, SHERRY LYNN  
MEANS

12 Dated: June 12, 2009

DENNIS J. HERRERA  
City Attorney  
ELIZABETH S. SALVESON  
Chief Labor Attorney  
RUTH M. BOND  
Deputy City Attorney

16 By: \_\_\_\_\_/s/  
RUTH M. BOND  
Attorneys for Defendants  
CITY AND COUNTY OF SAN FRANCISCO,  
ET AL.

1 The Court has considered the parties' Stipulation and Joint Request to Continue Trial Date and  
2 good cause having been shown, it is **SO ORDERED** that the new pretrial and trial deadlines are as  
3 follows:

4 Discovery cutoff: August 19, 2010

5 Dispositive Motions: August 30, 2010

6 Motion Hearing: October 4, 2010

7 Trial Date: December 6, 2010

8  
9 Dated: July 13, 2010

